

Exhibit S

Case Number: 10Z00668
US BANK NA VS. ARNOLD,WAYNE

Court: Governor George Deukmejian Courthouse

Original Case Number: 10Z00668
Original Court: Torrance Courthouse

Filing Date: 05/21/2010
Case Type: U.D.- RESIDENTIAL (Limited Jurisdiction)
Status: DISPOSED BY JUDGMENT

Future Hearings

None

History Information

Parties

Plaintiff: US BANK NA AS TRUSTEE OF GPMFT 2007-AR1
Attorney: WOLFE & WYMAN, LLP - KELLY ANDREW BEALL ESQ

Defendant: ARNOLD WAYNE
Attorney: None

Defendant: BOSTRIE SR. ALVIN LA AKA LABOSTRIE ALVIN
Attorney: None

Defendant: WILLIAMS CHARLES ADD PER CCP 1174.25 B
Attorney: None

Party Information

Histories (Dates listed in descending order)

10/22/2013 WRIT OF POSSESSION RETURNED FROM LOS ANGELES COUNTY
UNSATISFIED WITH COSTS OF \$ 42.00 .

04/26/2013 * EFFECTIVE 05/28/2013

04/26/2013 * CASE REASSIGNED TO THE LONG BEACH COURTHOUSE

04/26/2013 * CASE RENUMBERED FROM SBA10Z00668 TO LB 10Z00668

06/29/2012 CASE FILE RETURNED TO GENERAL POPULATION. APPEAL COMPLETE.
FC

11/03/2011 MEMORANDUM OF COSTS IN THE SUM OF \$ 43.10 FILED BY (US
BANK NA), AS TRUSTEE OF GPMFT 2007- AR1 ***DUE
11-23-11*** .

10/20/2011 REMITTITUR AND ORDER ON APPEAL FILED. JUDGMENT AFFIRMED.

10/20/2011 REMITTITUR RECEIVED FROM THE APPELLATE DEPARTMENT.
JUDGMENT AFFIRMED. PLAINTIFF TO RECOVER ITS COSTS ON APPEAL.

08/16/2011 COPY OF ORDER FROM APPELLATE UNIT. APPELLANT ALVIN LABOSTRIE HAS FILED A PLEADING CAPTIONED "APPEAL OF APPELLATE DIVISION OPINION" WHICH WE CONSTRUER AS A PETITION FOR REHEARING AFTER JUDGMENT OF THIS COURT ON APPEAL. (CAL. RULE OF COURT, RULE 8.889.) THE PETITION IS DENIED.

08/05/2011 COPY OF OPINION RECEIVED FROM APPELLATE UNIT. THE JUDGMENT IS AFFIRMED. RESPONDENT TO RECOVER COSTS.

06/10/2011 ORDER FROM APPELLATE UNIT RECEIVED THIS DATE. DUE TO INADVERTENCE AND CLERICAL MISTAKE THE ORAL HEARING SET FOR JUNE 23, 2011 IS VACATED AND RESET FOR JULY 14, 2011.

04/22/2011 COPY OF ORDER FROM APPELLATE UNIT RECEIVED. RESPONDENTS MOTION FOR JUDICIAL NOTICE OF THE DISMISSAL ENTERED IN LOS ANGELES SUPERIOR COURT CASE NO. BC432351 ON 11/04/10 IS DENIED. THE DISMISSAL OCCURRED SEVERAL MONTHS AFTER THE TRIAL IN CASE NO 10Z00668 FROM WHICH THIS APPEAL IS TAKEN AND IS NOT MATERIAL TO ANY ISSUED RAISED ON APPEAL. CRC 8.809(A)(2)(A) & (C).

03/25/2011 COPY OF INFORMAL OPENING BRIEF RECEIVED FROM APPELLANT, DEFENDANT CHARLES WILLIAMS AND ALVIN LABOSTRIE.

03/17/2011 COPY OF ORDER FROM APPELLATE UNIT. RESPONDENTS MOTION TO AUGMENT THE RECORD ON APPEAL WITH THE ANSWER OF APPELLANT ALVIN LABOSTRIE, AND THE PREJUDGMENT CLAIM OF RIGHT OF POSSESSION AND ANSWER OF APPELLANT CHARLES WILLIAMS, IS DENIED. A MOTION TO AUGMENT IS NOT A SUBSTITUTE FOR A NOTICE DESIGNATING ADDITIONAL DOCUMENTS TO BE INCLUDED IN THE RECORD ON APPEAL. CAL RULES OF COURT, RULE 8.832(B).

02/22/2011 RECEIPT FOR RECORD ON APPEAL FILED. APPELLATE DEPARTMENT ASSIGNED CASE NUMBER BV029280 .

02/08/2011 RECORD ON APPEAL REJECTED BY APPELLATE UNIT. ADDRESS OF APPELLANT MR. LOBOSTRIE IS NOT CORRECT PER RECORD. TRIAL COURT APPELLATE CLERK IS REQUESTED TO MAKE CORRECTIONS TO RECORD AND RE SUBMIT CORRECTED RECORD.

02/08/2011 CORRECTED RECORD ON APPEAL-CLERKS TRANSCRIPTS-SENT TO APPELLATE UNIT. COPIES OF CORRECTED TRANSCRIPT SENT VIA CERTIFIED MAIL TO APPELLANT/DEFENDANT, WITH CORRECTED ADDRESS. RESPONDENT/PLAINTIFF ALSO SENT COPY OF CORRECTED CLERKS TRANCRPT CERTIFIED MAIL.

01/20/2011 COPY OF CLERKS TRANSCRIPT MAILED, VIA CERTIFIED MAIL, ON 01/14/11 TO APPELATES, ALVIN LABOSTRIE AND CHARLES WILLIAMS , RETURNED BY US POST OFFICE. NO SUCH ADDRESS NOTED.

01/14/2011 RECORD ON APPEAL FORWARDED TO SUPERIOR COURT APPELLATE DEPARTMENT. COPY OF CLERKS TRANSCRIPT MAILED TO PER PER APPELLANT AND ATTORNEY FOR RESPONDENT VIA CERTIFIED MAIL.

08/31/2010 RECEIVED FEES FROM (US BANK NA), AS TRUSTEE OF GPMFT 2007- AR1 IN THE SUM OF \$ 43.10 FOR RESPONDENT'S CLERK TRANSCRIPT ON APPEAL . RECEIPT # SBA235751006 .

08/27/2010 NOTICE OF ESTIMATE FOR REPORTER'S TRANSCRIPT FILED AND MAILED TO RESPECTIVE PARTIES/COUNSEL. CLERK'S CERTIFICATE OF SERVICE FILED. CUSTOMIZED FORM TITLED: NOTICE OF FEE DUE FOR CLERK'S TRANSCRIPT

07/30/2010 AMENDED RESPONDENTS NOTICE DESIGNATING RECORD ON APPEAL
FILED BY ATTORNEY FOR RESPONDENT/U.S. BANK.

07/26/2010 COUNTER DESIGNATION OF RECORD ON APPEAL FILED BY (US BANK
NA), AS TRUSTEE OF GPMFT 2007- AR1 . RECEIPT # .00 .

07/22/2010 CASE FILE FORWARDED TO DEPT 001 RE: ORDER CONCERNING
PROPOSED STATEMENT ON APPEAL. AMENDMENTS FILED 07/20/10

07/22/2010 CASE FILE FORWARDED TO APPEAL CLERK RE: PROPOSED
STATEMENT

07/22/2010 IN CHAMBERS RULING FILED AND MAILED TO RESPECTIVE
PARTIES/COUNSEL RE: APPELLANT'S PROPOSED STATEMENT ON
APPEAL; THE FOLLOWING CORRECTIONS ARE NEEDED IN ORDER FOR
PARTS 4 THROUGH 8 OF THE STATEMENT PROPOSED BY THE
APPELLANT TO BE A COMPLETE AND ACCURATE SUMMARY OF THE
TRIAL COURT PROCEEDINGS: (1) SEE AMENDMENTS TO PROPOSED
STATEMENT FILED BY PLAINTIFF'S COUNSEL. . CLERK'S
CERTIFICATE OF SERVICE FILED.

07/22/2010 MINUTE ORDER AND CLERK'S NOTICE OF RULING MAILED TO ALL
PARTIES. CLERK'S CERTIFICATE OF SERVICE FILED.

07/22/2010 CASE FILE FORWARDED TO APPEAL CLERK RE: PROPOSED
STATEMENT

07/22/2010 SUBSTITUTION OF ATTORNEY FILED FOR PLAINTIFF
(US BANK NA), AS TRUSTEE OF GPMFT 2007- AR1

07/22/2010 CASE FILE SENT TO DEPARTMENT 1, WITH ORDER CONCERNING
PROPOSED STATEMENT.

07/20/2010 AMENDMENTS TO PROPOSED STATEMENT ON APPEAL FILED.

07/19/2010 CASE FILE FORWARDED TO DEPT 001 RE: ORDER RE PROPOSED
STATEMENTS ON RECORD ON APPEAL

07/13/2010 NOTICE OF MOTION TO SET ASIDE WRIT OF POSSESSION ,
DECLARATION, AND POINTS AND AUTHORITIES IN SUPPORT THEREOF
FILED. RECEIPT # WAIVER . MATTER SET FOR HEARING ON
07/13/10 AT 08:30A M, IN DEPT. 001 .

07/13/2010 CASE FILE FORWARDED TO LOOSE DOC TO DEPT 1 RE: EX-PARTE
MOTION TO SET ASIDE WRIT

07/13/2010 NOTICE OF APPEAL FILED BY (ARNOLD, WAYNE) , (BOSTRIE SR.,
ALVIN LA) AKA (LABOSTRIE, ALVIN) . RECEIPT # WAIVER .

07/13/2010 NOTICE OF FILING OF APPEAL FILED AND MAILED TO RESPECTIVE
PARTIES/COUNSEL. CLERK'S CERTIFICATE OF SERVICE FILED.

07/13/2010 AMENDED NOTICE OF APPEAL SENT TO ALL PARTIES.

07/13/2010 CAUSE CALLED AT 08:30A M, IN DEPT. 001 , HON. LAURA
C. ELLISON PRESIDING FOR HEARING RE: EX PARTE APPLICATION
FOR ORDER TO SET ASIDE WRIT OF POSSESSION . APPLICATION
DENIED. SECOND TIME.

07/13/2010 MINUTE ORDER AND CLERK'S NOTICE OF RULING MAILED TO ALL
PARTIES. CLERK'S CERTIFICATE OF SERVICE FILED.

07/12/2010 CASE FILE FORWARDED TO DEPT 001 RE: ORDER CONCERNING
PROPOSED STATEMENT ON APPEAL FILED 6/25/10

07/09/2010 NOTICE OF MOTION TO SET ASIDE WRIT OF POSSESSION ,
DECLARATION, AND POINTS AND AUTHORITIES IN SUPPORT THEREOF
FILED. RECEIPT # WAIVER . MATTER SET FOR HEARING ON
07/09/10 AT 08:30A M, IN DEPT. 001 .

07/09/2010 NOTICE OF ESTIMATE FOR REPORTER'S TRANSCRIPT FILED AND
MAILED TO RESPECTIVE PARTIES/COUNSEL. CLERK'S CERTIFICATE
OF SERVICE FILED. CUSTOMIZED FORM TITLED: ESTIMATE OF
REPORTER'S TRANSCRIPT-LIMITED CIVIL APPEAL

07/09/2010 CASE FILE FORWARDED TO DEPT 001 RE: EX-PARTE

07/09/2010 CAUSE CALLED AT 08:30A M, IN DEPT. 001 , HON. LAURA
C. ELLISON PRESIDING FOR HEARING RE: EX PARTE APPLICATION
FOR ORDER TO SET ASIDE WRIT OF POSSESSION. . APPLICATION
DENIED.

07/09/2010 MINUTE ORDER AND CLERK'S NOTICE OF RULING MAILED TO ALL
PARTIES. CLERK'S CERTIFICATE OF SERVICE FILED.

07/09/2010 CASE FILE RETURNED TO CIVIL DEPARTMENT FROM COURTROOM.

07/02/2010 APPLICATION FOR WRIT OF POSSESSION FILED. DAILY RENTAL
VALUE OF PROPERTY, \$ 60.00 PER DAY.

07/02/2010 WRIT OF POSSESSION ISSUED TO LOS ANGELES COUNTY. VIA
MAL . RECEIPT # PAID .

07/02/2010 CASE FILE FORWARDED TO C JOHNSTON RE: APPEAL CASE

06/25/2010 NOTICE OF APPEAL FILED BY (BOSTRIE SR., ALVIN LA) AKA
(LABOSTRIE, ALVIN) , (WILLIAMS,CHARLES) ADD PER CCP
1174.25 (B) . RECEIPT # WAIVER .

06/25/2010 NOTICE OF FILING OF APPEAL FILED AND MAILED TO RESPECTIVE
PARTIES/COUNSEL. CLERK'S CERTIFICATE OF SERVICE FILED.

06/25/2010 DESIGNATION OF RECORD ON APPEAL FILED. .

06/25/2010 PROPOSED STATEMENT ON APPEAL RECEIVED AND ON FILE BY
ALVIN LABOSTRIE AND CHARLES WILLIAMS .

06/22/2010 CAUSE CALLED AT 08:30A M, IN DEPT. 001 , HON. LAURA
C. ELLISON PRESIDING FOR COURT TRIAL. PLAINTIFF(S)
APPEARING SPECIALLY BY KRISTINE J. BRASWELL-AMIN, ESQ. .
DEFENDANT(S) APPEARING LABOSTRIE SR., ALVIN AND WILLIAMS,
CHARLES, IN PRO PER . ARNOLD, WAYNE IS NOT PRESENT.
PLAINTIFF'S ORAL MOTION TO ENTER DEFAULT AS TO ARNOLD,
WAYNE IS GRANTED.

06/22/2010 DELVERT SALGADO AND YOSEF ARGUETA SWORN AS WITNESS{ES}
FOR PLAINTIFF .

06/22/2010 EXHIBITS 1 (TRUST DEED OF SALE) 2 (3 DAY NOTICE) 3 (90
DAY NOTICE) BY REFERENCE RECEIVED INTO EVIDENCE FOR
PLAINTIFF.

06/22/2010 ALVIN LABOSTRIE, SR. AND CAMILA WILLIAMS SWORN AS
WITNESS{ES} FOR DEFENDANT .

06/22/2010 JUDGMENT ENTERED ON 06/22/10 , FOR (US BANK NA), AS TRUSTEE OF GPMFT 2007- AR1 , AGAINST (ARNOLD,WAYNE) , (BOSTRIE SR., ALVIN LA) AKA (LABOSTRIE, ALVIN) , (WILLIAMS,CHARLES) ADD PER CCP 1174.25 (B) , FOR RESTITUTION OF THE PREMISES LOCATED AT: 1414 W. 132ND STREET, GARDENA, CA 90249 , AND POSSESSION APPLIES TO ANY AND ALL UNNAMED OCCUPANTS IN THE PREMISES PURSUANT TO C.C.P. 415.46.

06/22/2010 CLERK'S NOTICE OF ENTRY OF JUDGMENT & NOTICE RE: EXHIBITS/ DEPOSITION ISSUED. CLERK'S CERTIFICATE OF MAILING FILED

06/22/2010 CASE FILE RETURNED TO CIVIL DEPARTMENT FROM COURTROOM.

06/17/2010 DECLARATION RE: 24 HOUR NOTICE FILED.

06/17/2010 APPLICATION FOR EX PARTE ORDER RE: TO DISMISS UNLAWFUL DETAINER CASE , P & A, AND DECLARATION RE: NOTICE FILED. MATTER SET FOR 06/17/10 AT 08:30A M, IN DEPT. 001 . RECEIPT # WAIVER .

06/17/2010 CASE FILE FORWARDED TO DEPT.001 RE: EX-PARTE

06/17/2010 CAUSE CALLED AT 08:30A M, IN DEPT. 001 , HON. LAURA C. ELLISON PRESIDING FOR HEARING RE: EX PARTE APPLICATION FOR ORDER TO DISMISS UNLAWFUL DETAINER CASE . APPLICATION DENIED.

06/17/2010 CASE FILE RETAINED BY DEPARTMENT 1, ON CALENDAR 6/22/10

06/15/2010 REJECT SHEET SENT TO (US BANK NA), AS TRUSTEE OF GPMFT 2007- AR1 FOR REJECTION OF ENTRY OF DEFAULT: THIS COURT DOESN'T DEFAULT ALL OTHER OCCUPANTS. SUBMITTED ON 06/14/10

06/14/2010 PROOF OF SERVICE OF SUMMONS AND COMPLAINT; PREJUDGMENT CLAIM OF RIGHT TO POSSESSION FILED AS TO ANY AND ALL OCCUPANTS .

06/10/2010 FACE SHEET FOR FILING PROOF OF SERVICE

06/10/2010 PROOF OF SERVICE OF SUMMONS AND COMPLAINT; PREJUDGMENT CLAIM OF RIGHT TO POSSESSION FILED. SERVED AS TO (ARNOLD,WAYNE) AND AS TO ANY AND ALL OCCUPANTS.

06/10/2010 MEMO TO SET CASE FOR COURT TRIAL FILED.

06/10/2010 MEMORANDUM TO SET CASE FOR TRIAL HAVING BEEN FILED ON 06/10/10 . MATTER SET FOR COURT TRIAL ON 06/22/10 AT 08:30A M, IN DEPT. 001 .

06/10/2010 NOTICE OF COURT TRIAL FILED AND MAILED TO RESPECTIVE PARTIES/COUNSEL. CLERK'S CERTIFICATE OF SERVICE FILED.

06/08/2010 REJECT SHEET SENT TO (US BANK NA), AS TRUSTEE OF GPMFT 2007- AR1 FOR REJECTION OF MEMO TO SET FOR TRIAL: PLEASE BE ADVISED THAT THE ALVIN LABOSTRIE LIST A DIFFERENT NAME AND ADDRESS ON ANSWER SUBMITTED ON 06/07/10

12-12020-mg Doc 8459-24 Filed 04/09/15 Entered 04/09/15 17:45:55 Priore
06/01/2010 REQUEST TO WAIVE COURT FEES FILED BY (BOSTRIE SR., ALVIN
LA) , (WILLIAMS,CHARLES) . Declaration Exhibit S Pg 7 of 7

06/01/2010 ORDER GRANTING REQUEST TO WAIVE COURT FEES SIGNED AND
FILED AS TO (BOSTRIE SR., ALVIN LA) , (WILLIAMS,CHARLES)

06/01/2010 NOTICE OF FILING OF PREJUDGMENT CLAIM OF RIGHT TO
POSSESSION FILED AND MAILED TO RESPECTIVE
PARTIES/COUNSEL. PREJUDGMENT CLAIM OF RIGHT TO POSSESSION
FILED ON 06/01/10 BY CLAIMANT(S) CHARLES WILLIAMS .
RECEIPT # WAIVER . CLERK'S CERTIFICATE OF SERVICE FILED.

06/01/2010 ANSWER FILED OF (BOSTRIE SR., ALVIN LA) ,
(WILLIAMS,CHARLES) IN PROPER . RECEIPT # WAIVER .

05/24/2010 NOTICE OF UNLAWFUL DETAINER FILING MAILED TO RESPECTIVE
PARTIES/COUNSEL. CLERK'S CERTIFICATE OF SERVICE FILED.

05/21/2010 UNLAWFUL DETAINER COMPLAINT FILED. RN SBA468660036.

05/21/2010 SUMMONS ISSUED.

05/21/2010 SUMMONS FILED.

[Case Information](#) | [Party Information](#) | [History Information](#)